ORDERS

Eſtabliſhed *January* 14. 1646.

By his Excellency

The Lord Fairfax.

For Regulating the

ARMY.

AND

For the Soldiers paying of Quarters, and fair behavior in the Countries.

Together with ſeverall Letters from His EXCELLENCY to the Committees and Juſtices of Peace of the ſeverall Counties, to put the ſaid ORDERS in execution.

Publiſhed by ſpecial Command from His Excellency.

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Established January 14. 1640.

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Together with severall Letters from His EXCELLENCY to the Committees and Justices of Peace of the severall Counties, for the said Orders in execution.

Published by special Command of His Excellency.

LIBRARY

London, Printed, 1648.

At a Counſell of War held at *Northampton* the 14th. of *January*, 1646.

ORDERS ſet down and agreed upon, to be preſented to the GENERAL for the better regulating of the ARMY in diſcharging of Quarters, and otherwiſe.

I.

THat all Members of this Army from the fourth of this inſtant *January*, for ſuch time as they have or ſhall have Pay, and Orders to diſcharge their Quarters, ſhal pay for the ſame at the ſeverall rates hereunder expreſſed, except they can in any particular finde themſelves or their Horſes cheaper. And above theſe reſpective rates, non ſhal be compelable to pay, until the Counſel of War, or Superior Authority ſhall give other order; but at theſe rates the reſpective Landlords are to finde thoſe that are or ſhall be duly quartered upon them, and at theſe rates every one ſhall diſcharg his Quarters weekly, and at their remove ſhal make even for any odde dayes leſſe then a Week.

The Rates to be as followeth, *viz.*

Each Trooper mounted, to pay for his Dyet, and Hay for one Horſe, Ten pence *per diem.*

A Trooper unmounted, for Diet, Six pence *per diem*

A Dragooner mounted, for Diet and Hay, Nine pence *per diem.*

A Dragooner unmounted, for Diet Five pence *per diem.*

Officers of Horſe or Dragoons not in Commiſſion, *viz.* Trumpeters, and Corporals of Horſe, Sergeants of Dragoons, and Chyrurgions Mates, Sadlers and Farriers of Horſe, and all Servants of Horſe-Officers, to pay the ſame rates as Troopers.

Drummers and Corporals of Dragoons, and Dragoon-Officers Men, to pay the ſame rates as Dragoons.

Each Gentleman of the Life-Guard, to pay for his own and his Servants Diet, Sixteen pence *per diem.*

He that hath no Servant, to pay for his own Diet Twelve pence *per diem.*

Gentlemen of Captain *Knights* Troop, for their own Diet Nine pence *per diem.*

For their Men, as Troopers.

All that have Horſes, to pay for Provinder (unleſſe they can buy cheaper) at Six pence *per* Peck.

Each Foot Soldiers, as alſo Corporals and Drummers of Foot, Four pence *per diem.*

Sergeants of Foot, Six pence *per diem.*

All Commiſſion-Officers of Horſe, Foot and Dragoons, to pay for Diet, as they can agree with their Landlords.

II. That

II. That all Soldiers and Officers shal content themselvs with such ordinary Diet, as those with whom they Quarter usually offord themselves and their Families, or as may be afforded for the respective rates aforesaid: And if any shall otherwise inforce, or attempt to inforce his Landlord to provide Dainties, or extraordinary Diet (not affordable as before) upon complaint thereof to the next Superior Officer in Commission, such Officer shall compose the businesse betwixt the Quarterer and the Landlord, and cause the Quarterer to rest satisfied with such reasonable Diet as before, or otherwise shall punish him, or secure, and send him to be punished by a Court of War, as there shal be cause: and this the Officer is not to neglect at his own perill of being responsall himself if further Complaint be made. And if any Landlord shall refuse to admit or entertain such as are duly quartered upon him, the Captain or chiefe Officer present with the Troop or Company, shall send some Commission-Officer with such assistance as shall be needful to cause the Quarterer to be received in to, & serled in his Quarter, with as much quietnesse as may be. And if any Landlord shall be refractory or obstinate, in not entertaining or supplying with necessary Quarrers, those that are duly quartered upon him; the chief Officer present with the Troop or Company (if he cannot otherwise compose the businesse between the Landlord and the Quarterer) shall send such obstinate refuser to the chief Officer present with the Regiment or Brigade; who shall (if there be cause) transmit him to the Generall, either in safe Custody, or otherwise with respect to his quality, to answer his contempt.

III. That

III. That if any Soldier or Officer not in Commiſſion, ſhall refuſe or neglect to diſcharge his Quarters at the ſaid rates (except as before excepted) upon complaint thereof from his Landlord to the next Commiſſion-Officer of the Troop or Company, ſuch Commiſſion-Officer ſhall cauſe the neglecter to pay the double of what he ſhould have paid; *viz.* To the Landlord the full ſum due for his Quarters, with one moiety of the penalty into the hands of the Cornet or Enſign, for the common uſe of the Troop or Company, to be diſpoſed of for that purpoſe, at the diſcretion of the Captain; and if upon ſuch complaint, ſuch Commiſſion-Officer do not cauſe the Soldier to make preſent payment to his Landlord, at the rates due as aforeſaid for his Quarters, or ſecure and ſend the obſtinate refuſer to the Martiall Generall, to be puniſhed by a Court of War (ſuch Commiſſion-Officer, upon the Landlords complaint to his Superior Officer, or to a Counſell of War) ſhall pay to the Landlord out of his own purſe, the full double of what was due from the Soldier, beſides ſatisfaction for the Landlords neceſſary coſts and charges of proſecution, and the Soldier to pay beſides, both for his Quarters, and the penalty as aforeſaid.

IV. If any Commiſſion-Officer ſhal refuſe or neglect to diſcharge his own Quarters as aforeſaid, upon like complaint to his Superior-Office, the ſaid rule and penalty as before, to hold both as to the neglecter or refuſer, & to the Superior Officer complained unto.

V. That each Soldier and Officer, immediately upon

upon his coming into any new Quarter, ſhall give true notice of his Name and Sirname to his Landlord, or the chief of the Family (unleſſe it be expreſt in his Ticket) under pain of forfeiting a dayes Pay to his Landlord, if it be not done within twelve hours after his coming in, unleſſe he remove ſooner; and if any Troop or Company lye ſtill for three days or more in any Quarter, the chief Officer preſent with the Troop or Company, ſhall before their remove, cauſe ſome truſty Officer to ſee that each Landlord (through the whole Quarter) have the true Names of his Quarterers, and of the Troop or Company and the Regiment.

Orders for prevention or redreſſe of Abuſes in Generall.

I.

THat if any Commiſſion-Officer be complained unto for any abuſe, injury or diſorder, committed by any Soldier or inferior Officer under his command, ſhall not without delay, doe his beſt endeavor to finde out both the Offence and the Offender, and to ſecure, and bring him to puniſhment or Tryal, or (if the offence be a private injury to a Countrey-man) ſhall not cauſe preſent redreſſe or ſatisfaction to the injured, ſo far as is in his power; ſuch Officer, upon information from the Country-man to his Superior Officer, or otherwiſe (ſo as his neglect come to the cog-

cognizance of a Counſell of War) ſhall be culpable for his neglect either to the loſſe of place, or otherwiſe, according to the degree and quality of his neglect; and if the buſineſſe were of private damage or injury to the Country-man, then to the making of ſatisfaction out of his own purſe, if by his neglect the Offender cannot afterwards be known or produced.

II. That every Commiſſion-Officer (upon notice from the Committee or any Juſtice of Peace of the Country where he Quarters, concerning any complaint brought in againſt any Soldier or Officer under his command, for any Offence or injury to a Country-man, or abuſe to the Countrey, and of a certain day and place aſſigned for the appearance of both Parties, and their Witneſſes, before the Committee or the ſaid Juſtice) ſhall cauſe the party complained of (with what Witneſſes he may have for his defence) to appear accordingly; and ſhall goe himſelf, or elſe ſome other Commiſſion-Officer in his room, to attend the ſaid Committee or Juſtice of Peace, at the time and place ſo aſſigned; and upon the appearance, he or the other Officer ſent in his room, ſhall be aſſiſtant to the ſaid Committee or Juſtice of Peace, in hearing both Parties what they can alleage, and taking the Examinations, both of the Parties and Witneſſes on both ſides; and if thereupon the party complained of appear culpable, and the Offence ſuch, as that the ſaid Committee or Juſtice, with the Officer aſſiſting him, cannot well award private ſatisfaction therein to the Complainant or perſons agrieved,

agrieved, or preſent puniſhment to the offender, but that it need or deſerve a more publique triall; Then the ſaid Commiſſion-Officer to joyn with the Committee or Juſtice to certifie the whole Examinations and Evidence in the caſe unto the General, and to provide a Meſſenger for conveyance thereof, unleſſe the Committee or Juſtice will ſend the ſame ſome other way; And the ſaid Officer is from thenceforth to ſecure the Offender, to be ſent for further triall, either to the Head-Quarter of the Army, or of the Brigade whereof he is a Member, as the Generall ſhall thereupon direct.

III. No Member of the Army ſhall by threats or otherwiſe, deter any from complaining, or from proſecution of the complaints, or ſhall offer any violence, or put any burthen, injury or wilfull prejudice upon any for complaining, under pain of caſhiering, with loſſe of Arrears, or further puniſhment, as the matter of the injury or violence will bear.

I doe approve, ratifie and confirm theſe Orders of the Counſell of War: And doe hereby require all Officers, Souldiers, and Members of the Army under my command, duely to ob-

 ſerve

ſerve the ſame: And all Field-Officers, Captains, and others, in thëir ſeverall charges, to ſee that they be publiſhed unto all under their reſpive commands, as other the Articles and Laws of War. Given under my Hand at Northampton, *the eighteenth day of* January, 1646.

T. FAIRFAX.

The

The Generals LETTER ſent with the ARTICLES unto the Committees and Juſtices of the ſeverall *Counties*.

Gentlemen,

HAving with the advice of a Counſel of War ſet down Rules and Orders fot the future diſcharge of Quarters, as alſo for the better prevention and redreſſe of any diſorders of the Souldiery; I have here ſent unto you Copies of thoſe Orders, and doe deſire your ſpeedy care, that they may be made known thorowout your County, that all may take notice what they are to expect from the Soldiery, and what lyes upon themſelves for prevention or redreſſe of any injury done to them from the Soldier. I deſire alſo, That every Juſtice of Peace reſiding in your County, may have a ſeverall Copy of the Orders. And for the yet more aſſured ſatisfaction of Quarters, I ſhall adde this (which alſo I deſire may be imparted to each Juſtice of Peace, and made known through the County) That if, notwithſtanding theſe ſtrict Rules and Penalties, any one ſhall preſume to ſhift away, leaving his Quarters not diſcharged according to theſe Orders, I deſire the Committee, or any Juſtice of Peace in the County, would take Information thereof from the parties ſo injured (with the Teſtimony upon Oath of ſome perſon beſide himſelfe) ex-

preſſing what ſum is ſo left unpaid, and by what Soldier or Officer, or of what Troop, or Company and Regiment, and the ſame to certifie in particular unto me (your ſelves keeping a Copy or Abſtract of them) and I ſhall thereunpon cauſe the Money to be deducted double out of the reſpective Soldiers or Officers next Pay, and the ſame due to be returned to the Committees for their reſpective Landlords; or if the Landlord himſelfe will proſecute the Complaint before a Court of War, he ſhall be ſure to finde the effect of the Orders incloſed, both as to ſatisfaction for his Quarters, with the double penalty, and alſo for his charges of proſecution. Laſtly, as to the time for which Quarters are to be paid, you may take notice, that the whole Army hath lately received Pay, and Command to diſcharge Quarters from the Fourth of this inſtant *January* forwards: And if future want of Pay ſhall neceſſitate the diſcontinuance while any of the Army Quarters in your County, you ſhall have notice thereof. I remain,

Northampton,
Jan. 1646.

Your very aſſured Friend,

T. FAIRFAX.

To the Committees and Juſtices of Peace of the County of

Another

Another Letter from the Generall to the Committees and Juſtices of Peace of the Counties where any of the Army is Quartered, for prevention or redreſs of diſorders and abuſes in generall.

Gentlemen,

YOu may perceive in the Orders I herewith ſend you, what proviſion is made, That no Countrey-man (upon any abuſe or diſorder of Soldiers) needs be afraid to complain to their Officers, nor doubt much of preſent redreſſe through their hands; or, if he fail thereof (through the Officers connivance or neglect) he needs but remember what Officer he complained unto, and th'Officer ſhall be reſponſall for the Offence: But farther, if the Countrey-man finde not redreſs in that courſe, or be yet fearful to go that way, I ſhall be content that he make his complaint to you, or (for his yet more eaſe) to the next Juſtice of Peace: And doe deſire, That the Juſtice would take the Information, and aſſigning a day for both parties, with their Witneſſes, to appear before him) would in writing under his Hand, give notice thereof, and of the Offenders Name, to the next Commiſſion-Officer, having command over him, and upon the appearance, would, with ſuch Officers aſſiſtance, hear both parties, take their Allegations, and Examine upon Oath the Wit-

Witneſſes on each ſide, and if thereupon the party complained of appear culpable, and the Offence ſuch as that the Juſtice and Officer aſſiſting cannot well end it by award (to the preſent ſatisfaction of the agrieved, or puniſhment of the Offender) but that it need or deſerve a more publique Tryall, That then the Juſtice, with the Officer (or the Juſtice alone, if the Officer refuſe to joyn) would certifie the whole Examinations and Evidence, and ſend the ſame, ſealed up, either unto me, or to the chiefe Commander of the Brigade quartering in the Countrey, who ſhall thereupon order a Court of War to proceed to more publique Tryall and Cenſure of the buſineſſe, without farther trouble of Witneſſe to the Complainant, if that Evidence be full and clear: And to this purpoſe (as you will finde in the Orders) all Officers are directed to obſerve and comply with the Committee, or any Juſtice of Peace herein, and to furniſh Meſſengers for conveyance of what ſhall be ſo certified, unleſſe your ſelves or the Juſtice will otherwiſe ſend it. And this alſo I deſire may be ſpeedily imparted to each Juſtice and made known to the Countrey.

Northampton,
Jan. 19. 1646.

Your aſſured Friend
to ſerve you,

T. FAIRFAX.

At

At a Counſell of WAR held at *Northampton* the 14th. of *January*, 1646.

ORDERS

Agreed upon, to be preſented to the Generall, for the regulating of the ARMY in Quartering, to prevent exceſſive charges to the Countrey therein, or unreaſonable defalkations from the pay of the ARMY to diſcharge the ſame.

I. THat no Soldiers or Officers ſhall be Billeted upon any Lands where there is no Houſe, nor upon any Houſe where there is not Houſe-keeping, either by a Maſter or Miſtris of a Family, or by their Children, Servants, or others by their appointment, or ſufficient accommodations for quartering either Horſe or Man, but all ſhall be quartered upon Houſholders, where they may be accommodated accordíng to their numbers and their reſpective conditions of Horſe or Foot.

II. That

II. That every Soldier and Officer ſhall be aſſigned to ſome certain Houſholder or Houſe where there is ſuch Houſe-keeping as before; and no Soldier or Officer ſhall have more then one Houſholder aſſigned for his Quarter at one time, nor ſhall have any other appointed as contributory or aſſigning Quarters, except it be one place for himſelfe, and another for his Horſe; or (being an Officer or Centleman) one for himſelfe, and another for his Servants and Horſes; and this only by due, particular and certain Aſſignment.

III. That no Soldier or Officer (being ſo aſſigned to a certain Quarter) ſhall for hire of Money or Reward, remove from ſuch his Quarter to quarter elſewhere, under pain of Impriſonment, and further puniſhment by a Counſell of Warre.

IV. That no Soldier or Officer ſhall exact or accept any Money, or any other Alowance at all from his Landlord, or any other for him, in lieu of Quarter, upon pain of caſhiering, and reſtore the double of what is ſo taken.

I doe approve, ratifie, and confirme theſe Orders of the Counſell of War: And doe hereby require all Officers and Soldiers of the Army under my Command, duely to obſerve the ſame: And all Field-Officers, Captains, and others in their ſeverall Charges, to ſee that they be publiſhed unto all under their reſpective Commands, as other the Articles and Laws of War. Given under my hand at Northampton *the* 19. *day of* January, 1646.

T. FAIRFAX.

The Draught of another LETTER sent to the Committees of the severall Counties, incloſing the leſſe Orders, *viz.* For regulating of Quarters.

Gentlemen,

WHereas upon the Aſſigment of a Quarter to any Troop or Company, the Inhabitants (looking upon it as a charge, no way to be repaid, and therefore to be equally borne by all that hold any thing within the Aſſigment chargeable to a Tax) do uſe accordingly to diſtribute the Soldiers unto all, after the rate of ſuch a Tax, without regard to conveniences for Quartering, whereby it happens that perſons not provided for Quartering (or not for the number charged upon them) are put to hire the Quartering of them at Innes or Alehouſes, or elſe to hire the Souldiers to quarter themſelves, (the like to which is uſually done where two or more Inhabitants are charged but with one Soldier) and that in either caſe at ſuch exceſsive rates, as the Pay of the Soldier would not bear: Which courſe muſt needs bring either an

II. That every Soldier and Officer ſhall be aſſigned to ſome certain Houſholder or Houſe where there is ſuch Houſe-keeping as before; and no Soldier or Officer ſhall have more then one Houſholder aſſigned for his Quarter at one time, nor ſhall have any other appointed as contributory or aſſigning Quarters, except it be one place for himſelfe, and another for his Horſe; or (being an Officer or Centleman) one for himſelfe, and another for his Servants and Horſes; and this only by due, particular and certain Aſſignment.

III. That no Soldier or Officer (being ſo aſſigned to a certain Quarter) ſhall for hire of Money or Reward, remove from ſuch his Quarter to quarter elſewhere, under pain of Impriſonment, and further puniſhment by a Counſell of Warre.

IV. That no Soldier or Officer ſhall exact or accept any Money, or any other Alowance at all from his Landlord, or any other for him, in lieu of Quarter, upon pain of caſhiering, and reſtore the double of what is ſo taken.

I doe approve, ratifie, and confirme theſe Orders of the Counſell of War: And doe hereby require all Officers and Soldiers of the Army under my Command, duely to obſerve the ſame: And all Field-Officers, Captains, and others in their ſeverall Charges, to ſee that they be publiſhed unto all under their reſpective Commands, as other the Articles and Laws of War. Given under my hand at Northampton *the* 19. *day of* January, 1646.

T. FAIRFAX.

The Draught of another LETTER sent to the Committees of the severall Counties, inclosing the lesse Orders, *viz.* For regulating of Quarters.

Gentlemen,

WHereas upon the Assigment of a Quarter to any Troop or Company, the Inhabitants (looking upon it as a charge, no way to be repaid, and therefore to be equally borne by all that hold any thing within the Assignment chargeable to a Tax) do use accordingly to distribute the Soldiers unto all, after the rate of such a Tax, without regard to conveniences for Quartering, whereby it happens that persons not provided for Quartering (or not for the number charged upon them) are put to hire the Quartering of them at Innes or Alehouses, or else to hire the Souldiers to quarter themselves, (the like to which is usually done where two or more Inhabitants are charged but with one Soldier) and that in either case at such excessive rates, as the Pay of the Soldier would not bear: Which course must needs bring either an

unreaſonable burden upon thoſe people (if ſuch charges ſhould never be repaid) or unreaſonable defalcations from the Pay of the Soldier, when the charge of quartering ſhall be ſatisfied (if at the Rates ſo paid.) Now ſince it is certainly intended, and provided, that all quarters of the Army, ſhall from henceforth be paid (at the rates allowed) either in ready Money by the Soldiers themſelves, or by abatement thereof out of the Taxes for the Army (wherein all will at laſt come to beare their ſhares for what they hold.) The Generall therefore (with the advice of a Councell of War) hath ſet down certain Rules (to prevent ſuch inconveniences in the diſtribution of quarters) whereof I have here, by his appointment, ſent you a Copy, and thought good, for your and the Countries better ſatisfaction, thus to let you underſtand ſomething of the grounds,

Northampton the 19. of *January*, 1646.

Your humble Servant,

H. Ireton.

The

The Lord FAIRFAX, Commander in chiefe of the Forces raiſed by the PARLIAMENT.

To all Colonels, and other Officers of the ARMY under my command.

For the better regulating of the Army, and prevention, or redreſſe of abuſes therein; I doe hereby Order and Declare, as followeth:

I. THat all Officers within fourteen dayes after the date hereof, ſhall repair to their reſpective charges in the Army, upon pain of being liable to loſe their places for neglect, at the judgement of a Counſell of War.

II. That no Officer under the ſame pain as aforeſaid, ſhall hereafter depart or abſent himſelfe from his ſaid charge for above the ſpace of 24. houts, unleſſe in attendance at the Head-quarter of the Army or Brigade, without ſuch leave in writing, as is hereafter expreſſed, *viz.*

The inferior Officer of any Troop or Company to have leave under the hand of the Captain, or chief Officer preſent with the Troop or Company: The Cap-

Captain or ſuch chief Officer preſent to have like leave from the Field Officer, or chief Commander preſent with the Regiment: Field-Officers, or the chiefe preſent with Regiments, to have like leave from the chief of the Brigade, or from a generall Officer in command over him.

III. That no Captain, Field-Officer, or chief preſent with any Troop, Company or Brigade, ſhall have power to give leave to any Commiſſion-Officer under their reſpective commands to be abſent for above the ſpace of ten dayes; neither ſhall it be lawfull for any Commiſſion-Officer, by vertue of any ſuch leave as before expreſſed, to be abſent above the ſaid ſpace of ten dayes, without leave under my own hand, or under the hand of the Major Generall, or Lievt. Generall, vnder the ſame pain as before.

And theſe Orders, I require to be forthwith upon receipt publiſhed, to each Troop and Company or Regiment, by their reſpective chief Officers preſent, and to be thenceforth duly obſerved. Given under my hand and Seal the 19. day of January, 1646.

T. FAIRFAX.

FINIS